

# Appendix

## Table of Contents

Page	Exhibit name	Cited by page
1	Marriage contract agreeing to transparency and ability to disseminated	20
2-3	Further agreement to “complete transparency”	20
4-5	District attorney notifies court of ineffective access claim	21
6	Vance admits that we had considered making Commercial Porn	21
7	Vance in 2011 stated she cant do normal sex, needs kinky sex in her life.	21
8	Solicitation to produce commercial porn	21
9	Vance’s attorney tells her she can use the law even absent of dissemination	22
10-11	Vance gives the her friend access to the porn and they use it as blackmail	22
12-13	Id	23
14	The evidence cited in that testimony	23
15-16	The statement relied on by her accomplices	23
17-18	Impeachment for bias, which trial counsel failed to authenticate	23
19-22	Jury Instructions by trial counsel	23
23	Witness list by trial counsel	23
24-26	Documents not introduced that impeach claim that they would not be posted	23
27	Perjured probable cause affidavit	24
28-29	Police report about the location	24
30	Victims report about the location	24
31	Investigator’s testimony he did not get any IP address from search warrant	25-26
32	Email response saying IP addresses will be sent, which is not disclosed.	25-26
33-34	Report from the officer 17 days after the phone call	26
35	Testimony in court from the officer claiming not reading the emails.	26
36-39	Emails sent to the officer he claims to have not read.	26
40	Officer testifies that he didn’t record conversation he needs special equipment	26
41	District attorney – testimony – collateral estoppel – public figures	27
42-43	District attorney – probation revocation filing – petitioner is public figure	27
44	District attorney – testimony – collateral estoppel – previous conduct is consent	27
45	Admission by putative victim that she sent that she did consent to sending the images.	27
46-47	Police report that putative victim said there was an agreement the wouldn’t be shared.	27
48	Jursidiction – removal to federal court	28
49	Copyright registration	28
50	Previous PCR with both petittoners	28

## Marriage Contract

### I. The Authority

In the Name of God, our Father, and the Lord Jesus Christ, we, Benjamin J Barber and Meagan A Vance, hereby, before these witnesses, are joined in holy matrimony, as God intended in Genesis 2: 21-25, from this day forward until death. The Authority in and for this marriage shall be Almighty God as revealed in the Holy Bible.

### II. The parties

Benjamin J Barber is a man of sound mind and character, and of lawful age. Meagan A Vance is a woman of sound mind and character, and of lawful age

### III. The Benefits

Both of the parties shall have the usual and customary duties of marriage including, but not limited to, the following:

• Mutual sexual congress

It is specifically agreed that each party will endeavor to maintain normal standards of hygiene and physical fitness so as to remain attractive to the other, and agree to not to unjustly withhold sex from the other person.

Mutual society

Each party agrees to have transparency and provide access to their social interactions, including the ability to speak to members of ones social groups. Each party agrees to allow access to to social media, email, phone records, internet accounts, as long as it is not prohibited by an employer contract, in which case those accounts should not be used for personal use.

Mutual rearing of children

Each parents agree to mutual responsibility to their children, and in the event of divorce, agree to continue to support and rear the children. Custody of the children after divorce shall be determined by arbitration, but will consist joint custody with exceptions for a minimum of

11/20/13

Appendix Page 2  
Messages**Benjamin Barber**

9/11, 6:01pm

and i believe that the important parts must be respected

**Megapants Thunder Cats**

9/11, 6:01pm

yes

**Benjamin Barber**

9/11, 6:01pm

a) complete transparency at all times

**Megapants Thunder Cats**

9/11, 6:01pm

ben

**Benjamin Barber**

9/11, 6:01pm

b) veto over member of the opposite sex

**Megapants Thunder Cats**

9/11, 6:01pm

im not following the entire marriage contract as it is currently written

**Benjamin Barber**

9/11, 6:02pm

c) the dispute resolution process

**Megapants Thunder Cats**

9/11, 6:02pm

we will go to counseling to review it

and hopefully come to agreements

i will no longer follow what i dont want to follow in my life

and i am completely willing to compromise

**Benjamin Barber**

9/11, 6:02pm

you have to agree to those 3 terms

they are not changing

**Megapants Thunder Cats**

9/11, 6:03pm

im still working on my own counseling

if you come right out and say three parts arent changing at all, i cant continue this

we are both in control of our choices in this marriage

**Benjamin Barber**

9/11, 6:03pm

they are scientific rules

**Megapants Thunder Cats**

9/11, 6:03pm

veto members of the opposite sex i agree to

doesnt matter, ben

**Benjamin Barber**

9/11, 6:04pm

statistically they are among the most imprtant

11/20/13

Appendix Page 3  
Messages**Benjamin Barber**

9/11, 6:48pm

they are not changing, I have evidence, i can prove evidence, you have to change my mind

I demand complete transparency

**Megapants Thunder Cats**

9/11, 6:48pm

so its divorce?

**Benjamin Barber**

9/11, 6:49pm

always honesty with your partenr

**Megapants Thunder Cats**

9/11, 6:49pm

i will do complete transparency for two years

**Benjamin Barber**

9/11, 6:49pm

nothing to hid

**Megapants Thunder Cats**

9/11, 6:49pm

it could get exhausting

i agree with complete honesty

**Benjamin Barber**

9/11, 6:49pm

we cant be working off of seperate knowledge

**Megapants Thunder Cats**

9/11, 6:49pm

but i would like to be heard and respected when i speak honestly

**Benjamin Barber**

9/11, 6:50pm

we have to have the same knowledge to come to descisions together

**Megapants Thunder Cats**

9/11, 6:50pm

so would you like to continue this later or choose divorce?

**Benjamin Barber**

9/11, 6:50pm

when you make secrets, you are betraying your spouce

do you agree with that?

**Megapants Thunder Cats**

9/11, 6:50pm

understood, and i am deeply sorry, and i agree with that

**Benjamin Barber**

9/11, 6:50pm

that is why transparency always

**Megapants Thunder Cats**

9/11, 6:51pm

id rather not have friends than have friends when i could quickly not be honest

**Benjamin Barber**

9/11, 6:51pm

I wont write impersonate to be you

I agree to add that

1 THE COURT: Okay. Thank you.

2 All right. And so I understand that  
3 there's some preliminary motions; is that correct?

4 MS. ATWOOD: Yes, Judge.

5 THE COURT: All right. And, Ms. --  
6 whose are they?

7 MS. ATWOOD: Well, I -- I kind of want  
8 to bring something up before we get started with the  
9 motions in limine.

10 I was notified yesterday that this  
11 defendant has elected to file a lawsuit against me in  
12 federal court. He came by the office yesterday and  
13 also handed me a motion that was apparently filed  
14 here in circuit court requesting a number of things.

15 Let's see here. It's a motion to  
16 acquit, notice of removal to federal court to track  
17 with the pending lawsuit. It's my understanding he's  
18 seeking a temporary restraining order against me and  
19 has also sued the victim and her attorney.

20 And in just glancing through the  
21 paperwork that I've received so far, some of what he  
22 discusses in his filings -- which appear to be pro se  
23 at this point -- but I know that he has filed for an  
24 attorney to represent him on those matters as well.

25 Some of what he indicates has to do with

1 our case and proceeding with our case. He states in  
2 his motions that he does not feel that his attorney  
3 is representing him the way that he wants to be  
4 represented and that this proceeding cannot move  
5 forward in any way until the resolution of his  
6 pending federal action.

7 So I just wanted to notify the Court of  
8 all of those sort of related but extraneous matters.  
9 I was, basically, advised just to ask you how you  
10 would prefer to proceed. The victim is here today,  
11 but she has not yet been served anything in terms of  
12 her role in the federal case as a defendant.

13 She is still currently down in the  
14 basement of the other building 'cause she was afraid  
15 to come up here for fear that he would personally try  
16 to serve her and potentially cause a violation of his  
17 release conditions. So there's kind of a lot going  
18 on there.

19 But I just wanted to bring that to our  
20 attention before we proceed with any substantive  
21 issues.

22 THE COURT: Okay. And I don't find that  
23 to be compelling in any way towards proceeding today.

24 MS. ATWOOD: Okay.

25 THE COURT: Mr. Taylor.

1 of nude technology happening?

2 A There was some that was consensual both  
3 ways.

4 Q Following up on that. You guys had some  
5 discussions about the idea of making more  
6 pornography; is that correct?

7 A One day when I was visiting, we had talked  
8 about, "Oh, wouldn't that be interesting to make porn  
9 together? We could make a lot of money." But then,  
10 you know, within a short period of time, we'd  
11 actually seriously talked about that and said, "No,  
12 that's not -- that's not something for us."

13 Q So --

14 A That's an interesting thing for people to  
15 do, but not for us when we're going into our careers.

16 Q So there was certainly discussion about the  
17 possibility of it happening and then you're saying  
18 later you guys decided not to?

19 A There was a mention of it and then a later  
20 discussion and confirmation that, no, soon after.

21 Q So I want to talk to you about 2015 some.

22 A Okay.

23 Q April, your testimony is that he made this  
24 threat about a website?

25 A Mm-hmm.

12/1/2016

Appendix Page 7  
Messages

November 26, 2010

**Megapants Thunder Cats**

11/26, 5:54pm

Upon further reflection, experimentation, and rememberings, I have concluded this about my sexuality:

1. I can't get wet without you.
  2. Moving slow works best. Even though I looooooove being pounded, it's not practical for the most amount of pleasure in the long run. Pounding is just sex, working slowly is making love.
    - Making out for a long while
    - both partners being equally intimate (both contributing some, not aggressive or submissive)
    - being emotionally sweet beforehand or during
    - having sex slowly for a long while until we both CANNOT hold out any longer (let's see how long we can last before going nuts!)
    - all above are good ideas for this. Then we can eventually get up to wild animal sex, and it will feel sooooo much nicer.
  3. Using vibrations on my clitoris when I am close to orgasm causes me to orgasm...at least it did the one time I tried it with another. So, maybe we can find some sort of finger vibrator for when you're pounding me doggy style? Or for any time when I'm close? So when I'm going nuts but haven't orgasmed yet, vibrate my clitoris and it will be too much for me to possibly hold back any longer. (I've never been pounded and vibrated at the same time and have wanted to.)
  4. I can't do the routine sex thing for a while. It's just boring!
    - The feeling of excitement with sex has to be there. For me, that comes from doing dirty things and running late, the greater chance of getting caught, and having sex on adventures. Sex when I'm physically exhausted – yes. As much of these factors put together as much as possible? – yes!.
    - Also, spontaneous sex, adventurous sex, unique sex, always trying new things. Let me have sex with you while you're cooking. Let me force you to take a break from work. I love distracting people. I like having that seductive power.
    - We should sneak up on each other and just start 'raping' each other.
    - sex in every random place and odd position we can. I'm soooo glad you're capable of this! 😊
  5. And I really do like being overpowered during sex. So yes, maybe some hair pulling or more roughness in other ways, like biting without blood or getting pulled around a lot. I like when you push me down with my legs in the air and part of me wants to get away but I'm too into it to focus enough to put up much of a fight. I'm not into extreme injury or pain, but wild roughness and lotsa passion is verrrry nice sounding.
- More to come later, because I think I forgot some.
- Oh, and I just pounded myself upside down over the bath tub. I wish you could have held me down and don't that.



9/29/2016

Gmail - Re: backpage response: Netvideogirls - shooting in Portland - pay is \$100...



benjamin barber &lt;starworks5@gmail.com&gt;

**Re: backpage response: Netvideogirls - shooting in Portland - pay is \$100...**

4 messages

**DVN** <dvn2009@gmail.com>  
To: barberb@pdx.edu

Wed, Nov 24, 2010 at 4:25 PM

Hi  
sounds great - could you send pics of you guys? nude or non nude is fine..

looking fwd to working with you.

cheers

Vin

barberb@pdx.edu wrote:

From: barberb@pdx.edu

Me and my girlfriend (an albino) are thinking about making porn together, and are looking around portland to see what opportunities are there. We've also been talking to another couple, who is interested in making porn with us, and who seem to like bondage and domination.

I'm 25 5'9 160lbs, I work as a web & graphic designer, and dabble in mobile development. my hobbies are dragon boats, bicycle racing, martial arts.

she is 20 5'4 120 C cups, and she is studying english education. and hobbies are crafts, skating, cycling, marching band,

To view this posting, please click the following link:

<http://portland.wwweek.com/AdultJobs/netvideogirls-shooting-in-portland-pay-is-1000-for-3-hours-32/4574219>

This person has contacted you anonymously through [portland.wwweek.com](http://portland.wwweek.com). If you believe their email is a scam, spam, or inappropriate, please forward this email to [abuse@backpage.com](mailto:abuse@backpage.com).

**DVN** <dvn2009@gmail.com>  
To: barberb@pdx.edu

Wed, Nov 24, 2010 at 6:58 PM

Hi  
I'm not sure if my last email went through - could you guys give me a call so we can set up a meeting right away?

thanks

Dean [323-855-4067](tel:323-855-4067)

[Quoted text hidden]

**DVN** <dvn2009@gmail.com>

Sat, Nov 27, 2010 at 11:39 PM

1 Q Those videos were never actually mentioned  
2 in any of the divorce proceedings, though, correct?

3 A Yes.

4 Q So, I mean, in the hundreds of pages of  
5 documents and filings talking about everything from,  
6 like, give me back my rain boots, all that stuff, the  
7 videos are never mentioned?

8 A Yes. They were not officially mentioned  
9 at that point. It wasn't a law yet, so my lawyer was  
10 discussing that with me unofficially, you know,  
11 "Maybe you want to do this in the future once this  
12 becomes a law."

13 Q But you never preemptively mentioned  
14 anything about it? You never -- you never discussed,  
15 "Hey, now that we're getting divorced, get rid of  
16 those videos," or -- or --

17 A Yeah. Well, at the time, they were on his  
18 website. If you typed in, like, "sexy with four  
19 exes" or something from his website, you could find  
20 them. But he wasn't advertising them. So it made me  
21 uncomfortable, but he wasn't publicly trying to  
22 show them.

23 So it felt very uncomfortable, but I knew  
24 that the nature of our relationship, it -- when you  
25 go through a divorce, there's just things you --

1           A     Okay. This is the conversation I thought  
2     you were talking about and I just wanted to confirm.  
3     From what I see, I remember this conversation, not  
4     vividly, but this sounds like things I would say at  
5     that point in time. Do you want me to look through  
6     every page of it?

7           Q     I'd like to direct your attention to a  
8     certain part of it and if I can actually have the  
9     document back --

10          A     Yeah.

11          Q     -- for a minute. Thank you. What I want  
12     to ask you about is part of this conversation where  
13     Mr. Barber informed you that somebody had attempted  
14     to dox the pornography that was kept on his FTP  
15     server.

16          A     Okay.

17          Q     Do you recall having that conversation?

18          A     Yeah.

19          Q     Do you recall your response to that  
20     conversation?

21          A     Yeah, I do. And I remember -- I didn't  
22     really expect that to come up in conversation. And  
23     these same people that he thought were going to dox  
24     him were people that I was actually talking to.

25                 And, you know, I was just telling them,

1 like, "He's going to make this website. He does have  
2 these videos on his personal website. He -- you  
3 know, he said he was going to make this website of my  
4 transgressions."

5 And so they had seen that and they were  
6 kind of protective over me that they didn't want  
7 these things shared. I don't know what had happened  
8 in his situation or who had talked to him, but,  
9 apparently, he thought people were going to dox us,  
10 according to these videos. And I knew that these  
11 people weren't going to; they were protecting me.

12 Q So you knew that. You didn't share that  
13 information with Mr. Barber, though, right?

14 A Yeah. I was dishonest to him about that  
15 'cause I didn't -- I didn't want to get in a fight  
16 about it.

17 Q So your response to him was, "Yeah, I got  
18 some messages about it," that's about it?

19 A Yeah. It was -- I was just playing stupid.  
20 I was, like, "Oh, interesting."

21 Q You would agree that would leave him with  
22 the impression that you were unconcerned about it?

23 MS. ATWOOD: Objection, Your Honor.

24 THE COURT: Sustained.

25 THE WITNESS: What was the question

1 THE WITNESS: Oh, sorry.

2 THE COURT: Just a second.

3 MS. ATWOOD: What's the nature of the  
4 objection?

5 THE COURT: Overruled.

6 THE WITNESS: Could you --

7 THE COURT: You may continue.

8 THE WITNESS: -- repeat the question?

9 BY MS. ATWOOD:

10 Q Yeah. I'm just asking for a little more  
11 detail about the -- the situation surrounding the  
12 2015 conversation involving the doxing of the  
13 pornography. You made mention that you already knew  
14 that some individuals were aware of -- of -- of  
15 videos being hidden on a website. What was that all  
16 about?

17 A So there were some friends that I had had  
18 that I told, you know, that these videos were hidden  
19 on his website. I had recently seen that he had made  
20 the website meaganvance.net and, you know, I'd -- I  
21 opened up to them about it.

22 And, apparently, someone, you know, talked  
23 to him about it and he construed that as people were  
24 going to dox him and what it was that people had told  
25 him -- these friends had told him that if he --

1 MR. TAYLOR: I'm going to object to  
2 this, Judge. It's hearsay.

3 THE COURT: Overruled.

4 MS. ATWOOD: Thank you.

5 BY MS. ATWOOD:

6 Q Go ahead.

7 A -- that if he continued with this website  
8 and posted things about me, that he did have a lot of  
9 stuff on his website that they had had as well. I  
10 wasn't okay with that, but I think that's enough  
11 detail with that situation.

12 Q Okay. I'm just kind of going line by line  
13 here. You were asked a few questions about the  
14 e-mail that you received from the defendant with the  
15 receipt from the xHamster website --

16 A Mm-hmm.

17 Q -- showing that he'd asked to have the  
18 links removed. And you described that you -- you  
19 could actually click the link that was sent to you on  
20 your work address?

21 A I could click on it. I do not remember if  
22 it said videos had been deleted or not. I -- I am  
23 pretty certain that they were deleted videos, but  
24 it -- it still had the title.

25 Q And did it take you to the website? It



7/2/2016

Appendix Page 14  
Google Voice - Inbox

Meagan Vance: I'm having the same problems 4:02 PM

Meagan Vance: But in the meantime I'm working on making curriculum 4:02 PM

Me: Oh trust me, I am, and its pissing off alot of people. 4:03 PM

Me: VP of intel resigned after I went to the US attorneys office. Top Kek. 4:03 PM

Meagan Vance: Focus on using the time that you have instead of wasting it being pissed off 4:03 PM

Meagan Vance: Appeal to the system so you can get in and fix it 4:04 PM

Me: "the system" is broken and needs reformation, and I finally have a chance to fix it for everyone. 4:05 PM

Meagan Vance: I didn't know what the hell I was doing a couple of years ago. Now I have a knowledge base and know what to do to change a specific area. I'm interested in changing what I have knowledge in and not getting involved in situations that I am ignorant on 4:06 PM

Meagan Vance: And to pursue learning other skills as a hobby 4:07 PM

Meagan Vance: That seems the most productive in living a meaningful life. 4:08 PM

Meagan Vance: Do what you can to be productive in making needed change 4:09 PM

Me: I agree, and it was the life I wanted for you. However you abandoned your obligations, and refused to fix the situation you caused, and caused more of them 4:10 PM

Meagan Vance: I've had some experience in getting into a field and adding a lot to it for the better. I realized I am smarter than most in this field, so I continue to try to add to it 4:11 PM

Me: So dont be surprised if you get caught in the cross fire, when I start to look to the feds for corruption, especially involving institutions were involved with 4:12 PM

Me: I've realized that I'm smarter than most everyone else, but at the end of the day you're productivity, is limited to access to productive capital. 4:13 PM

Me: \*your 4:13 PM

Me: Unfortunately the city and state prefers funding "girls only boxing gloves", and social media apps (that I worked on) rather than 3d printed robotic prosthesis 4:15 PM

Meagan Vance: I have made a lot of silly mistakes in personal life but I am doing what I can to Change the world now. I respect your passion and work ethic. 4:16 PM

Meagan Vance: I'm disinterested in wasting time emotionally and am a workbot for others 4:18 PM

Me: Yeah, i was going to be working on adding QR codes to the parking tickets for doing a mobile app. Now Im just going to include the PDC in the racketeering case 4:19 PM

Me: Wow, that's different. 4:19 PM

Meagan Vance: Pdc? 4:19 PM

Me: Portland Development Comission. 4:20 PM

Meagan Vance: I'm not sure what that is 4:20 PM

Me: Kitzhaber is under FBI investigation for public corruption, and it goes much further than kitzhaber, but to alot of other political appointees as well. 4:21 PM

Meagan Vance: Sounds messy 4:21 PM

Meagan Vance: As for changing institutions, go for it 4:21 PM

Me: It is kind of messy, because it includes the Clinton Global Initiative as well, right when hillary is also under investigation \*bernie sanders 2016\* 4:22 PM

Meagan Vance: I just want to keep making change in my field, and in open to using each other as professional resources if needed. I'm not knowledgeable or useful with politics though 4:22 PM

Meagan Vance: Yea, I don't trust Hilary 4:23 PM

Meagan Vance: Pro bernie 4:23 PM

Me: Quite frankly, your still on my shit list, and have not redeemed yourself. So while knowledge is freely given, retribution is still on the table as well. 4:24 PM

Meagan Vance: I'm excited because I think our generation is gaining more political control. My political views most match with sanders 4:24 PM

Meagan Vance: A shit list sounds very unnecessarily negative 4:24 PM

Me: What you did was unnecessarily negative. im sure you're also aware your friends were trying to doxx our pornography to the world as well right? 4:25 PM

Meagan Vance: I got some twitter message about porn 4:26 PM

Me: well, mighty convenient that they show up whenever I mention corruption or feminism. Then resort to blackmail and harassment tactics, just like youve also done 4:28 PM

M's friends  
doxx the  
porn





Search Twitter



Oldschool Wya · 1 second ago  
5:19:20

"I want everyone to have a voice without being silenced"

Oh, you mean like how you planned to silence Endomorphosis with files you found while digging into his personal life on a personal vendetta?

Yeah, no hypocrisy there...

You really are a detestable piece of fucking shit. Ever since you called me into that goddamn hangout and showed me that shit, I've had to deal with it. YOU BROUGHT ME INTO THIS SHIT, and I fucking hate you for it. You have made me an accessory to your fucking crime, and I'm not gonna rest until you fucking admit to it, and fucking openly apologize to Endo for trying to fuck his life up. Myself for including me in it, and the 8 or 9 others you've also dragged into this.

The fact you try to take some fucking moral high ground saying "GG is only ethics" while being unethical enough to dig into someone's personal life, finding dirt, spreading that to people you KNOW detest him, and then trying to shift blame on ME for calling you out on it fucking astounds me. You have zero fucking introspective ability. Either that, or you're a fucking sociopath. Yeah, fuck you.

To add to all that, you KNOW I hate Endo with a burning passion. I'm half convinced you even pulled me into this because you expected me to post it so you could shift the blame, much as you're attempting to do now. Here's the thing though, I'm actually an ethical guy, and wouldn't wish this on my worst enemy. That's why I told Endo everything, how you got to the files, what you spread, how many people you showed, what you were planning to use it for, all of it.

Have fun. =]

Show less

Reply · 5:19 PM



Beardmosexual @Beardmosexual · 40m  
#GamerGate  
It's about ethics in doxxing and blackmail.

Stay on that ethical highhorse @rsolgip  
👍 🗨️ ⭐ 🧐 ...



Reply to @Beardmosexual @rsolgip

A Man in Judgement @VGAJudicator · 37m

transitions not working when crossing MinC  
dering in one eye in VR...

👍 🗨️ 17 ⭐ 20



7/10/2015

## beardmosexual

Top

Live

Accounts

Photos

Videos

More options ▾

Who to follow · Refresh · View all

**Kevin M** @netscape9

Followed by HereticHypothe...

[Follow](#)**High Function Autism** @hi...[Follow](#)**Peter Todd** @petertoddbr[Follow](#)

Find friends

Trends · Change

**Ellen Pao**

Ellen Pao Is Stepping Down as Reddit's Chief

35.9K Tweets about this trend

**#DescribeTwitterIn3Words**

#DescribeTwitterIn3Words Is Creating The Best And The Worst Of...

142K Tweets about this trend

**#SDCC**

SDCC: 'The Walking Dead' Season 6 Trailer Hits the Web

346K Tweets about this trend

**#WhiteGirlsDontBetter**

174K Tweets about this trend

**#UFC189**

UFC 189 weigh-in video

27.1K Tweets about this trend

**Atticus Finch**

Review: Harper Lee's 'Go Set a Watchman' Gives Atticus Finch a Dark...

Just started trending

**iOS 9**

Apple's new iPhone update is already helping me, and I've only used...

37.3K Tweets about this trend

**#5YearsSinceLouisAudition**

76.2K Tweets about this trend

**Omar Sharif**

Video: Omar Sharif's Best-Known Roles

182K Tweets about this trend

**Mike Moustakas**

Mike Moustakas wins final All-Star vote, rejoins team Friday

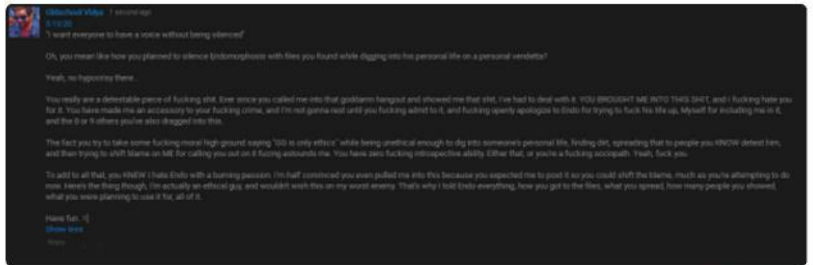
12.2K Tweets about this trend

**Benjamin** @endomorphosis · 6m

@Beardmosexual @RSonya22 @TheRalphRetort @rsolgt I hear that england has alot stricter rules about privacy/hacking than the united states.

[Reply](#) [Retweet](#) [Like](#) [Bookmark](#) [More](#)[View conversation](#)**GamerGate News** @gamergatenews · 6mRT Beardmosexual: #GamerGate  
It's about ethics in doxxing and blackmail.

Stay on that ethical highhorse rsolgt #...

[Reply](#) [Retweet](#) [Like](#) [Bookmark](#) [More](#)[View photo](#)**Benjamin** @endomorphosis · 7m

@Beardmosexual @RSonya22 @TheRalphRetort @rsolgt You might want to let @mizmegpantz know that he also took her collection of albino porn

[Reply](#) [Retweet](#) [Like](#) [Bookmark](#) [More](#)[View conversation](#)**LastKingofEden** @Themaxandmighty · 41m

@Beardmosexual @rsolgt you have microphones, we have shovels. Bring it on!

[Reply](#) [Retweet](#) [Like](#) [Bookmark](#) [More](#)[View photo](#)**Beardmosexual** @Beardmosexual · 46m@RSonya22 @TheRalphRetort @rsolgt  
I curate only the best.[Reply](#) [Retweet](#) [Like](#) [Bookmark](#) [More](#)[View conversation](#)**Benjamin** @endomorphosis · 54m

8/10/13

Appendix Page 17  
Nicholas Gunzburg - Messages

yea

ive been racticing it actually

if hes whined about stupid stuff about simple decisions he disagrees with, i tell him hes being an asshole and to come back to me when hes not

and i make my own decisions anyway

or i just keep saying its not a big deal when he disagrees with a simple decision

i mean, ive always tried everything, but i have a lot more strength with friends and counseling to not cower

and i wont to this

ill tell him the gift is only if i come alone

**Nicholas Gunzburg**

Counseling is good yeah.

4:50pm

**Meg Pants**

counseling is great

4:50pm

i also need to get my kids guitar from my parents house

im perfectly ok with skyping him for a few minutes everynight to tell him about my adventures in ohio

so i can share my trip with him because i want to

but not have him ruin it

**Nicholas Gunzburg**

Yeah

4:51pm

**Meg Pants**

i know youre fed up with him

4:52pm

thanks for still being around even if ive been taking him back

i dont talk to many of my old friends because i keep going back to him

i understand the frustration

**Nicholas Gunzburg**

Yeah, but it's your life and your decision, and only you have the full picture

4:53pm

**Meg Pants**

yea

4:53pm

honestly

im the physical abuser

i emotionally abuse too

i was the first one to cheat

its not just him

8/10/13

Appendix Page 18  
Nicholas Gunzburg - Messages

i play the victim a lot in my life

i cower when its not needed, and attract dominant people that want to dominate

i give too much

**Nicholas Gunzburg**

4:54pm

But at the end of the day people see you as a good person

**Meg Pants**

4:54pm

those are things i need to work on

thanks

well

some of his friends see him as the good person and me as the crazy one

which i think is bullshit, but w/e

victim blaming, anyone?

i had a friend side with him when i was posting about how he restrained me

**Nicholas Gunzburg**

4:56pm

Being friends with Ben isn't much credibility to stand on alone

**Meg Pants**

4:56pm

she was both of our friend

until i got paranoid about her

jealousy

so now im the discredited one to her

i mean, i just cut her out of my life

**Nicholas Gunzburg**

4:57pm

Can win everyone I guess

**Meg Pants**

4:57pm

and i dont care what he says to friends

not too much

he has a right to be heard

he doesnt have a right to perform domestic violence in public and to not go to jail

**Nicholas Gunzburg**

4:58pm

Yeah

**Meg Pants**

4:59pm

anyway

i guess ill wait until weds counseling. i dont want a fight here

and ill let you know

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR  
WASHINGTON COUNTY

THE STATE OF OREGON,

Plaintiff,

v.

BENJAMIN JAY BARBER,

Defendant.

Case No. 16CR46339

JURY INSTRUCTIONS

FUNCTIONS OF THE COURT AND JURY

It is your sole responsibility to make all the decisions about the facts in this case. You must evaluate the evidence to determine how reliable or how believable that evidence is. When you make your decision about the facts, you must then apply the legal rules to those facts and reach your verdict.

Remember, however, that your power to reach a verdict is not arbitrary. When I tell you what the law is on a particular subject or tell you how to evaluate certain evidence, you must follow these instructions.

Do not allow anything I have said or done during the course of this trial to suggest that I have formed any opinion about this case.

Keep in mind that a judge is required by law to give certain instructions in every criminal case.

When I have sustained objections to evidence, or ordered that evidence be stricken or excluded from your consideration, you must follow these rulings. Do not consider such matters during your deliberations. Base your verdict on the evidence and these instructions. The lawyers' statements and arguments are not evidence. If your recollection of the evidence is different from the lawyers' recollection, you must rely on your own memory.

In deciding this case, you are to consider all the evidence you find worthy of belief. It is your duty to weigh the evidence calmly and dispassionately and to decide this case on its merits. Do not allow bias, sympathy, or prejudice any place in your deliberations. Do not decide this case on guesswork, conjecture, or speculation.

Do not consider what sentence might be imposed by the court if the defendant is found guilty.

Generally, the testimony of any witness whom you believe is sufficient to prove any fact in dispute. You are not simply to count the witnesses, but you are to weigh the evidence.



Keep in mind that each party is entitled to the considered decision of each juror. Therefore, you should not give undue weight to another juror's notes or memory if they conflict with your recollection of the evidence.

The court has provided written jury instructions for your use. When you use these instructions, do not place undue emphasis on any particular instruction, but rather view the instructions as a whole.

#### INNOCENCE OF DEFENDANT--PROOF BEYOND A REASONABLE DOUBT

The defendant is innocent unless and until the defendant is proven guilty beyond a reasonable doubt.

The burden is on the state to prove the guilt of the defendant beyond a reasonable doubt.

Reasonable doubt is doubt based on common sense and reason. Reasonable doubt means an honest uncertainty as to the guilt of the defendant. Reasonable doubt exists when, after careful and impartial consideration of all the evidence in the case, you are not convinced beyond a reasonable doubt that the defendant is guilty.

#### DEFENDANT'S STATEMENTS

When a witness testifies about statements made by the defendant, you should consider such testimony with caution.

In reviewing such testimony, you should consider, among other things, the following:

- (1) Did the defendant make the statement, and, if so, did the defendant clearly express what he intended to say?
- (2) Did the witness correctly hear and understand what the defendant said?
- (3) Did the witness correctly remember and relate what the defendant said?
- (4) Did the witness intentionally or mistakenly alter some of the words used by the defendant, thereby changing the meaning of what was actually said?

If, after weighing such factors, you conclude that the defendant said what he intended to say and that the witness to the statement correctly understood, remembered, and related to you what the defendant said, then you are authorized to consider such statements for what you deem them to be worth.

#### EVALUATING WITNESS TESTIMONY

The term witness includes every person who has testified under oath in this case. Every witness has taken an oath to tell the truth. In evaluating each witness's testimony, however, you may consider such things as:

- (1) The manner in which the witness testifies.
- (2) The nature or quality of the witness's testimony.
- (3) Evidence that contradicts the testimony of the witness.
- (4) Evidence concerning the bias, motives, or interest of the witness.

**INFERENCES**

In deciding this case you may draw inferences and reach conclusions from the evidence, provided that your inferences and conclusions are reasonable and are based on your common sense and experience.

**DIRECT OR CIRCUMSTANTIAL EVIDENCE**

There are two types of evidence. One is direct evidence--such as the testimony of an eyewitness. The other is circumstantial evidence--the proof of a chain of circumstances pointing to the existence or nonexistence of a certain fact. You may base your verdict on direct evidence or on circumstantial evidence, or on both.

**CRIMINAL CHARGE**

In this case, the defendant is charged seven (7) separate counts of the crime of Unlawful Dissemination of an Intimate Image.

The defendant has entered a plea of not guilty to these charges. A plea of not guilty is a denial of every fact alleged.

**UNLAWFUL DISSEMINATION OF AN INTIMATE IMAGE**

A person commits the crime of unlawful dissemination of an intimate image if the person, with the intent to harass, humiliate or injure another person, knowingly causes to be disclosed through an Internet website an identifiable image of the other person whose intimate parts are visible or who is engaged in sexual conduct; the person knows or reasonably should have known that the other person does not consent to the disclosure; the other person is harassed, humiliated or injured by the disclosure; and a reasonable person would be harassed, humiliated or injured by the disclosure.

In this case, to establish the crime of unlawful dissemination of an intimate image, the state must prove beyond a reasonable doubt the following elements:

1. The act occurred on or between January 1, 2016 and June 21, 2016
2. Benjamin Jay Barber knowingly caused images to be disclosed through an Internet website;
3. The images were identifiable images of Meagan Vance, whose intimate parts were visible and/or who was engaged in sexual conduct;
4. Benjamin Jay Barber knew or reasonably should have known that Meagan Vance did not consent to the disclosure;
5. Benjamin Jay Barber intended to harass, humiliate, or injure Meagan Vance;
6. Meagan Vance was harassed, humiliated, or injured by the disclosure; and
7. A reasonable person would be harassed, humiliated, or injured by the disclosure.

**NONEXPERT OPINION EVIDENCE**

Although a witness may be allowed to state his or her opinion, you are not required to accept that opinion. To determine what value, if any, you will give to a witness's opinion you should consider such things as the witness's opportunity and ability to form the opinion, the witness's believability, and how the witness reached the opinion.



#### INTENTIONALLY AND WITH INTENT

A person acts "intentionally" or "with intent" when that person acts with a conscious objective to cause a particular result or engage in particular conduct.

#### KNOWINGLY AND WITH KNOWLEDGE

A person acts "knowingly" or "with knowledge" if that person acts with an awareness that his or her conduct is of a particular nature or that a particular circumstance exists.

Knowledge is also established if a person acts intentionally.

#### DEFINITIONS

*Disclose* includes, but is not limited to, transfer, publish, distribute, exhibit, advertise and offer.

*Image* includes, but is not limited to a photograph, film, videotape, recording, digital picture and other visual reproduction regardless of the manner in which the image is stored.

*Intimate parts* mean uncovered human genital, pubic areas or female nipples.

*Sexual conduct* means sexual intercourse or deviate sexual intercourse or masturbation.

*Sexual intercourse* has its ordinary meaning and occurs on any penetration, however slight; emission is not required.

*Deviate sexual intercourse* means sexual conduct between persons consisting of contact between the sex organs of one person and the mouth or anus of another.

#### VERDICT

When you return to the jury room, select one of your members to act as presiding juror. The presiding juror has no greater voting weight but is to preside over your deliberations and be the spokesperson for the jury. You should then deliberate and find your verdict.

If it becomes necessary during your deliberations to communicate with me, do so in writing. I will consult with the parties before responding.

No one except for you, the jurors, is to be involved in your deliberations. Therefore, do not to tell anyone, including me, how many of you are voting not guilty or guilty until you have reached a lawful verdict or have been discharged.

This being a criminal case, each and every juror must agree on your verdict. When you have arrived at a verdict, the presiding juror will sign the appropriate verdict form.

After you have reached your verdict, signal the bailiff. The court will then receive your verdict.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF WASHINGTON

STATE OF OREGON,	)	No. 16CR46339
	)	
Plaintiff,	)	DEFENDANT'S PROPOSED
	)	WITNESS LIST
vs.	)	
	)	
BENJAMIN JAY BARBER,	)	
	)	
Defendant.	)	

The Defendant reserves the right to call the following witnesses at trial in the  
above captioned case:

Benjamin Barber, Defendant.

Defendant also reserves the right to call any witnesses named in the State's  
discovery or called during the State's case in chief.

DATED this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Cameron Taylor, OSB # 154324  
Attorney for Defendant



 . <starworks5@gmail.com>  1/13/11  

https://mail.google.com/mail/u/0/#search/allie+yoder+couple/12d637fd48a647f1?compose=1583e5d94aeb82e6%2C1582c467c... 17/21

## Appendix Page 25

12/1/2016

from a real couple - starworks5@gmail.com - Gmail

We are interested in a full swap and with us anything goes....even no condoms (we were recently tested and have the docs docs to prove.. I have a student ID and my DL to prove age.

When you f me, I become a wild child.

here is some more of us

Josh is a college grad in business and a small business owner. I think U 2 would have a lot in common. He and I love to mountain bike and we do road rallies in his BMW...great fun

been dating since I was 13 and we live together now. I turned 18 on December 29th.

I sent out a bunch of replies tonight and am a little unclear. about U@ tell me more

You are so hot..when are U free?

talk soon

allie

On Fri, Jan 7, 2011 at 11:24 PM, . <[starworks5@gmail.com](mailto:starworks5@gmail.com)> wrote:

>

> Are yu interested in meeting up tonight [9713227885](tel:9713227885)

>

> On Jan 7, 2011 6:41 PM, "allie yoder" <[allieyoder.12.92@gmail.com](mailto:allieyoder.12.92@gmail.com)> wrote:

> > Hi you guys:

> >

> > my man is uber smart too

> >

> > high achiever and a 188 IQ

> >

> > saw a craigslist add..sounds good. here we are on a Friday nite after a

> > lame night out..

> >

> > We live here in the city..but will drive to U or U to us..we are a fun

> > cple..It WILL be worth responding to me!!

> >

> > I am an 18 yo bi 4'11 and Josh is 22 and 6' and very sexy.

> >

> > he has a thick cock but I am tiny 88 pounds and have a little bod.

> >

> > we have lots of pics and a video or two

> >

> > tell us about yourselves.

> >

> > let me know if you might be interested.

> >

> > allie

## 14 Attachments



Gmail virus scanners are temporarily unavailable - the attached files haven't been scanned for viruses. Please download these files at your own risk. [Learn more](#)



. <[starworks5@gmail.com](mailto:starworks5@gmail.com)>  
to meggers327

1/13/11



----- Forwarded message -----

From: allie yoder <[allieyoder.12.92@gmail.com](mailto:allieyoder.12.92@gmail.com)>

Date: Fri, Jan 7, 2011 at 10:39 PM

Subject: Re: from a real couple

## Appendix Page 26

12/1/2016

from a real couple - starworks5@gmail.com - Gmail

maybe sometime..Josh asks..can we trade pics? vids

have a safe trip

hope U enjoyed paris



. <starworks5@gmail.com>

1/8/11



to allie

I guess we just missed the orgy that happened at the paris, and were there all alone for an hour, with a crowd of guys staring at us intently. also we messed up the clone a willy kit, because the molding powder set too quickly, what rotten luck. I have several HD videos of us if you guys would like, I have an FTP server on the internet where they can be uploaded to.

Josh seems interesting, is he in the SCCA, I used to participate in rally cross when i was younger. Also I'm intrigued by his 188 iq, as I've been dramatically on the higher iq side. I consider myself a compulsive learner and exercise fiend, who stumbled upon buddism during the SE asian tsunami experience. What kind of business does he own, my last girlfriend was an MBA in marketing, and I've specialized in mostly marketing and E-commerce with my computer science degree. And i understand his fantasy, being that albinos are 1/20,000 and swingers are 2% of the population, makes her a one in a million ;-).

I met meagan on okcupid, she sent me a message saying that i was everything she was looking for in a man. I visited her in bowling green for 3 weeks in november, and then she came over here for over 3 weeks in early December. I'm now trying to see if i can secure a job in ohio, working remote web design at a columbus firm, from a former roommate of my intel bike racing female friend (she's amazing too). me and meagan were interested in getting to know you both in a non-intimate capacity as well, her email address is [megggers327@yahoo.com](mailto:megggers327@yahoo.com)



. <starworks5@gmail.com>

1/9/11



to allie

So, I uploaded one video last night, but the rest seemed to time out. I'll try to add more soon.

here are the details

ftp.barberb.net  
user: [anon@barberb.net](mailto:anon@barberb.net)  
password: anon



. <starworks5@gmail.com>

1/9/11



to allie

lets try this again.

in explorer go to <ftp://www.barberb.net>  
user: [anon@barberb.net](mailto:anon@barberb.net)  
password: anon

[www.barberb.net/files/video-2011-01-04-10-14-09.mp4](http://www.barberb.net/files/video-2011-01-04-10-14-09.mp4)  
[www.barberb.net/files/video-2011-01-06-13-38-32.mp4](http://www.barberb.net/files/video-2011-01-06-13-38-32.mp4)



. <starworks5@gmail.com>

1/9/11



to allie

On Sun, Jan 9, 2011 at 7:09 PM, . <[starworks5@gmail.com](mailto:starworks5@gmail.com)> wrote:  
lets try this again.

in explorer go to <ftp://www.barberb.net>  
user: [anon@barberb.net](mailto:anon@barberb.net)  
password: anon



**IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF WASHINGTON**

**ARRESTEE: Barber, Benjamin Jay**

BOOKING NUMBER:

DATE OF ARREST: 07-17-2016

TIME OF ARREST: 10:14am

STATE OF OREGON           )  
County of Washington       ) ss.

## Affidavit in Support of Probable Cause Arrest

I, **Thomas Duenas; DPSST 31390**, am a police officer with the Washington County Sheriff's Office. I have arrested the person named as the arrestee above for the crime or crimes of **Unlawful Dissemination of an intimate image**.

The reasons for the arrest appear below in the statement of facts. I have personally observed the facts or they were relayed to me by the people whose names and addresses appear in the statement. If the person is a police officer, the officer's name and agency appear.

The crime or crimes occurred within Washington County on (date) 04-01-16 at (time) at  
this location: 8665 SW Canyon Ln. #21 Beaverton OR. 97225.

The alleged victim is **Vance, Meagan A. (06-30-90)**, (telephone) **503-354-7812** (address) **8665 SW Canyon Ln #21 Beaverton OR. 97225**; relation to arrestee: **Victim notification** ☐  
 is ☒ **is not** required.

**Statement of Facts:**

**Statement of Facts:**  
On 06-22-16 Meagan Vance reported that her ex-husband, Barber, Benjamin Jay, posted videos of them having sex over several porn sites. Meagan said she is a teacher and that the videos may impact her career. She said that she is embarrassed and that Benjamin did not have permission to post the videos. Meagan said that Benjamin threatened to ruin her and she believes that he is trying to get revenge. I viewed the sites and verified that the videos showed her in an intimate act.

On 06-22-16 I was contacted by Benjamin over the phone. He said that he posted the videos on only two or three sites back in February of March of this year. Benjamin said that Meagan accused him of raping her and ruining all of his relationships. He said he lost a year of his life because of her.

I arrested Benjamin on 07-17-16 and lodged him at the jail.

**Police Officer: Thomas Duenas**

Signature: *[Signature]* DPSST #: 31390

SUBSCRIBED AND SWORN to before me this date: 07/17/16

Swearing Officer: Nate [Signature] DPSST #: 44431  
Washington County Sheriff's Office

Appendix Page 28  
**Washington County Sheriff's Office**  
DISTRICT ATTORNEY RELEASECASE NUMBER  
**GO 50 2016-161740492**

On or about 8/29/16, I received via inter-office mail a packet of paperwork from Duenas. He told me that he had received it from Washington County Deputy District Attorney M. Atwood ("Atwood") and that after I reviewed it, I should place it into evidence.

**Telephone Contact with DDA Marie Atwood**

On the afternoon of 8/30/16, I spoke with Atwood. She told me that she had received the paperwork during a meeting with Meagan and her attorney on 7/26/16 at 3pm. I reviewed the paperwork and saw that it included screenshots of videos posted by Barber. One page was a list of links to videos posted by Benjamin on several web sites.

I later placed the paperwork into evidence as item #3 on PER #167251.

**Web Research**

One of the pages in the paperwork provided by Meagan to Atwood was a list of web sites where she still saw videos of her and Benjamin. I worked my way down the list and documented my findings at each web site.

Where appropriate and noted below, I took screenshots on the various pages to document my findings. Since these photos cannot be entered into our records management system, I printed them to a paper copy and submitted the paper copy into evidence. [See item #2 on PER #167251 for full details.]

[REDACTED]

Information posted at [REDACTED] makes it clear that users may not use the web site to break any laws.

The information posted at http://[REDACTED] asks people who have had pictures or videos of them uploaded without their consent to email pornhub.com to have it removed.

Pornhub appears to be part of the MGFREESITES LTD group, which is headquartered in Cyprus. Legal process is accepted through CT Corporation System. Their legal counsel is Chantale Pittarelli [REDACTED]

[See screenshot in paperwork submitted into evidence as item #2 on PER #167251.]

On 8/30/16 at 4:35pm, I went to [REDACTED] and saw that Benjamin's profile was still active. The profile shows him to be a 31-year-old heterosexual male in Portland, Oregon. It showed his last login to be two months ago.

[See screenshots in paperwork submitted into evidence as item #2 on PER #167251.]

Appendix Page 29  
**Washington County Sheriff's Office**  
 DISTRICT ATTORNEY RELEASE

CASE NUMBER  
**GO 50 2016-161740492**

The profile shows two videos still online. They were both labeled "albino porn." One showed to be 16:01 in length (viewable at [REDACTED] and had 2,464 views. The other one showed to be 18:46 in length (viewable at [REDACTED] and had 1,771 views.

On 8/30/16 and 8/31/16, I downloaded the videos to preserve them. Once downloaded, the second one showed to be 18:45 in length. Both videos depict what appears to be consensual sex between Benjamin and Meagan in a bedroom. In the second one, Meagan appears to be tied up.

I later put them on a DVD and into evidence as item #1 on PER #167251.

[REDACTED]

Redtube.com appears to be associated with pornhub.com. I was not able to locate any law enforcement/legal contact information for www.redtube.com, but [REDACTED] is the support email address.

On 8/31/16 at 9:45am, I went to [REDACTED]. The profile showed Benjamin to be a 31-year-old man with an interest in men. It shows him to be in Newberg, Oregon. It shows his last logon to be five months earlier.

It showed the following four active videos, all labeled "albino porn:"

1. The first video (viewable at [REDACTED] was added 4/6/16. It is 21:25 in length and had 586 views;
2. The second video (viewable at [REDACTED] was added 4/6/16. It is 16:01 in length and had 487 views;
3. The third video (viewable at http://[REDACTED] was added 4/6/16. It is 18:46 in length and had 1,009 views;
4. The fourth video (viewable at [REDACTED] was added 4/6/16. It is 21:00 in length and had 506 views;

[See screenshot in paperwork submitted into evidence as item #2 on PER #167251.]

I downloaded the videos to preserve them. The videos appear to depict consensual oral and vaginal sex in a bedroom.

I later put them on a DVD and into evidence as item #1 on PER #167251.

**PORN.COM**

-  
 -  
 There is no legal/law enforcement contact information listed for porn.com on [REDACTED]

On 8/31/16 at 11:33am, I went to [REDACTED]. It showed that barber joined five months ago.

[See screenshot in paperwork submitted into evidence as item #2 on PER #167251.]



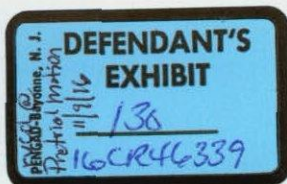
8/8/16

RE: State v. Barber, 16CR46339

Statement of Meagan Vance:

I have several concerns about my safety if Benjamin Barber is released. Benjamin has a history of harassing me and threatening my safety, which has continued since this case has begun. Benjamin was strongly emotionally abusive to me in our relationship from 2010-2013, involving harassment and even physical abuse if I did not do what he wanted. When I left him in 2013, he began a downward spiral into believing that feminism brainwashed me; he threatened to follow me across the country and he was arrested for trespassing at feminist conferences. Benjamin promised to try to damage my life as much as possible since I left him in late 2013, and his actions since show that he continues to try to cause me harm. For example, he has purchased the domain names with my full name and since this case started, he has emailed, to my work email, links to the intimate images he posted of me.

Additionally, I strongly believe that Benjamin has a mental illness, causing him to believe that I am responsible for his struggles in life since I left. For example, when Benjamin found out that I had made a report to police, he sent me repeated emails and called my boyfriend asking if I was going to still 'attack' him by going through with the case. Benjamin has a history of finding my address and other personal information through the internet. I am concerned that as he continues to believe I am hurting him because I reported this crime, his actions will continue to spiral downward into showing up at my home or work.



1           A     I asked for -- you know, we just talked  
2     about Thumbzilla, for example. I asked for all the  
3     IP addresses and they didn't provide that. They  
4     provided, you know, information about when videos had  
5     gone up, when some of them had been deleted. They  
6     provided, you know, when the user accounts were made,  
7     but all in all, it was not 100-percent responsive.

8           Q     Is that surprising at all to you?

9           A     It's unusual.

10          Q     Why?

11          A     Usually, when we provide a -- a business  
12     with a search warrant, they provide the information  
13     that's in there.

14          Q     At what point, I guess, as -- as far as the  
15     timeline is concerned, did you get the search  
16     warrants executed and how long was it before you  
17     received any information back about them?

18          A     So I -- I -- let me check my notes. So the  
19     warrants were signed by Judge Upton on October 11th.  
20     And I hadn't heard anything back by Halloween, so I  
21     started e-mailing, following up and then I started  
22     getting some e-mail responses.

23          Q     So based on your experience as a deputy and  
24     a corporal and now a detective and your independent  
25     investigation into this case, did you believe a crime



**Robert Rookhuyzen**

**From:** Joyce Carestia <Joyce.Carestia@mindgeek.com>  
**Sent:** Monday, October 31, 2016 10:23 AM  
**To:** Robert Rookhuyzen  
**Cc:** Chantale Pittarelli  
**Subject:** RE: Pornhub Investigation

Dear Detective:

Note that Thumbzilla is just a mirror of Pornhub therefore the user information recorded is the same, see below:

USER : barberb  
 starworks5@gmail.com  
 Registered: 2014-03-31 02:17:30 UTC

The status deleted ones were all deleted by the uploader.

Thumb	Status	Uploaded	Privacy	Length
albino porn	Deleted	04/21/2016 06:56 U 04/21/2016 02:56 E	Private	18:46
albino porn	Deleted	04/21/2016 06:56 U 04/21/2016 02:56 E	Private	16:01
albino porn	Deleted	04/21/2016 06:56 U 04/21/2016 02:56 E	Private	21:25
albino porn	Deleted	04/21/2016 06:55 U 04/21/2016 02:55 E	Private	21:00
albino porn	Deleted	04/19/2016 21:22 U 04/19/2016 17:22 E	Public	21:25
albino porn	Deleted	04/19/2016 21:22 U 04/19/2016 17:22 E	Private	18:46
albino porn	Deleted	04/19/2016 21:21 U 04/19/2016 17:21 E	Public	16:01
albino porn	Deleted	04/19/2016 21:21 U 04/19/2016 17:21 E	Public	21:00
albino porn	Deleted	03/21/2016 09:22 U 03/21/2016 05:22 E	Public	21:25
albino porn	Deleted	03/21/2016 08:00 U 03/21/2016 04:00 E	Public	21:00
albino porn	Active	03/21/2016 06:19 U 03/21/2016 02:19 E	Public	16:01
albino porn	Active	03/21/2016 05:16 U 03/21/2016 01:16 E	Public	18:46

ip addressed if any, shall be disclosed with the next email containing Redtube information.

Kind Regards,

See transcripts pg

↓ this is missing from discovery  
 not produced by defense in post  
 conviction relief, who should have  
 been produced by the DA

Thumbzilla  
 email 1

INVASION OF PERSONAL  
PRIVACY

Appendix Page 33  
**Washington County Sheriff's Office**  
**DISTRICT ATTORNEY RELEASE**

CASE NUMBER  
**GO 50 2016-161740492**

**FOLLOWUP REPORT #1**

<b>ASSIGNED TO</b> DUENAS, TOM (31390)		<b>RANK</b> DEPUTY		
<b>ORG UNIT</b> PATROL		<b>CAPACITY</b> INVESTIGATOR		
<b>ASSIGNED ON</b> 06/27/2016	<b>ASSIGNED BY</b> DUNN, SHAWN	<b>SUBMITTED ON</b> 07/13/2016	<b>APPROVED ON</b> 07/13/2016	<b>APPROVED BY</b> PHILLIPPI, ROBERT

**NARRATIVE**

<b>AUTHOR</b> DUENAS, TOM (31390)	<b>DATE/TIME</b> 07/13/2016 0917
--------------------------------------	-------------------------------------

**SUBJECT**  
 BARBER BENJAMIN JAY

**MENTIONED:**

Cpl. Schmid DPSST#28217 WCSO

**SUMMARY:**

Meagen Vance reported that her ex-husband, Benjamin Barber, uploaded videos of them having sex to porn sites. She believed that he did this to get back at her. Benjamin spoke with me over the phone and admitted that he did it because he was angry with her.

**NARRATIVE:**

On 06-22-16, at approximately 11:21am, Meagen Vance reported that her ex-husband, Benjamin Barber, had uploaded videos of them having sex to porn sites. She gave me the names of the porn sites. I verified that the videos were on the sites and that she could be seen on them. Meagen told me that the name or handle for the account was barberb. Which is a handle that Benjamin has used for years. I did find barberb accounts on the porn sites.

Meagen is a teacher and believes that the videos will have an adverse effect on her job not to mention the embarrassment she feels. Meagen advised that they had an agreement that the videos would not be used in this manner.

We tried to contact Benjamin on the phone by text and calling on 06-24-16 and 06-25-16. I drove to an address that was listed as his but I could not locate him. Benjamin did not return the phone calls. He did briefly answer the text messages but only to identify himself and acknowledge Meagen.

On 06-26-16 at approximately 1:39pm Benjamin called dispatch to contact me. I called him back on the phone. I identified him by asking his full name and date of birth. Benjamin first asked about this issue being civil and that she (Meagen) follows him online. I asked if there was an agreement not to post the videos online when they were made. He said that was not their agreement. I asked why he would post the videos. According to Benjamin, Meagen has accused him of raping her and ruined all of his friendships.

He told me that he got an email about a digital copyright from her after he posted the videos. I asked if he was angry and wanted to get back at her.

INVASION OF PERSONAL  
PRIVACYAppendix Page 34  
Washington County Sheriff's Office  
DISTRICT ATTORNEY RELEASECASE NUMBER  
GO 50 2016-161740492

He blamed her for being homeless and ended up losing everything because she accused him of raping her.

He told me that he first posted the videos in February of March. He continued to tell me that he was tired of being homeless because of her and that he lost a year of his life.

I asked if those were the reasons that he put the videos on the porn sites. He responded that he basically did it because she accused him of being a rapist. I asked if he was aware that she was now a teacher. He said he was. I asked if he put the videos out there, knowing that. He said "yes". I asked if he thought that the videos might humiliate or embarrass her. He told me that he did the nude bike ride. I asked him if there were only the 4 videos and he told me that was "correct". I told him that Meagen gave me about 7 sites that the videos were on. He told me that he only put them on two or three.

I asked if there was an account name that he used to post the videos. He said he "probably" used "barberb". He told me that he understood if she was humiliated and that he didn't want there to be any drama but her friends at the time didn't help. He posted it because of the pain and suffering she caused him.

He admitted that it may be embarrassing to her but he did not gain anything when he posted the videos.

He also told me to arrest him if that was what I was going to do. He was worried about losing his job if he missed work. He was scared because he was jobless for a long time. I tried to make arrangements to meet but he didn't want to meet until the following week. He then told me that he believed the Constitution protected his right to free speech and this was a form of free speech. We then made an agreement to turn himself in on 07-15-16 at East Precinct. Before we hung up the phone he wanted me to know that he did not share any of the videos with her friends.

We ended our conversation with the understanding that he would not contact Meagen or the DA's office.

ACTION RECOMMENDED:

Cleared Pending

1 Q All right. So fair to say, your reports  
2 that you're testifying from are missing some facts  
3 about this case?

4 A They're missing that -- what were in the  
5 links. That's what they're missing.

6 Q I mean, they don't even make reference of  
7 any e-mails?

8 A The e-mails he sent me, I think, were after  
9 the arrest. No, I take it back. The e-mails he sent  
10 me were after our discussion on the 26th.

11 Q And the e-mails refer to him turning  
12 himself in to you --

13 A Correct.

14 Q -- at a later date?

15 A Correct.

16 Q All right. So during the pendency of this  
17 case, lots of e-mails. Nothing came of them?

18 A Yeah, I didn't read them.

19 Q All right.

20 A I'm sorry I didn't click on the links.

21 Q Were you interested in hearing Mr. Barber's  
22 side of the story?

23 A I -- I was very interested in hearing his  
24 side of the story. But I want to hear it from him,  
25 from him, not from clicking this e-mail or that

---

statement

---

Thomas Duenas <Thomas\_Duenas@co.washington.or.us>  
To: benjamin barber <starworks5@gmail.com>

Thu, Jul 14, 2016 at 9:04 AM

Ben,

On Friday 7-15-16 I will be in training. So we can meet today 07-14-16 or Saturday 07-16-16. As Friday does not work.

Dep. Duenas

**From:** benjamin barber [mailto:[starworks5@gmail.com](mailto:starworks5@gmail.com)]  
**Sent:** Monday, July 04, 2016 11:17 AM  
**To:** Thomas Duenas  
**Subject:** Re: statement

NSFW:

The emails of when we produced the videos for sharing, because looking because she and I were looking for a "foursome". she is CC'd

[https://drive.google.com/file/d/1RE21BKYP\\_hnFKV8r2VaLqt1HVUDseCz1hYp72ycHhmZKx-KXmLRtUylaNmOqhwA2AipJNa2GJO92wmSa/view?usp=sharing](https://drive.google.com/file/d/1RE21BKYP_hnFKV8r2VaLqt1HVUDseCz1hYp72ycHhmZKx-KXmLRtUylaNmOqhwA2AipJNa2GJO92wmSa/view?usp=sharing)

[https://drive.google.com/file/d/1HspGdKLfxH7MK54AdMvkqBRdgAz0kbKQHepQcaeogWVcogJn66fNsChaodQ\\_xlyrelKdWpMJ7ketn9vJ/view?usp=sharing](https://drive.google.com/file/d/1HspGdKLfxH7MK54AdMvkqBRdgAz0kbKQHepQcaeogWVcogJn66fNsChaodQ_xlyrelKdWpMJ7ketn9vJ/view?usp=sharing)

Another email where she wants me to be "the main seducer" for a threesome, and I say I want stability over kinkiness (again).

[https://drive.google.com/file/d/0B\\_tTyqf1SRvVNmNqTHNvc3VHa1ROY24tSTJGZjVhUUw5NEpr/view?usp=sharing](https://drive.google.com/file/d/0B_tTyqf1SRvVNmNqTHNvc3VHa1ROY24tSTJGZjVhUUw5NEpr/view?usp=sharing)

On Sat, Jul 2, 2016 at 5:58 PM, benjamin barber <[starworks5@gmail.com](mailto:starworks5@gmail.com)> wrote:

I know that you're busy with work and crimes, but I also had the problem of her spreading my nudes and blackmailing me, specifically because I was trying to appeal the court decision in our divorce, as well as reporting her behavior to the authorities. Instead I've had the internet filled up with garbage like I assaulted her, or I'm a rapist, or i stole from the nonprofit that I started, and also pictures of me and messages sent to my clients and friends. This combined with her interfering with my landlord / tenants, and losing the place that I was operating my business out of and that source of income, and making me lose the clients that I needed to survive with the harassment by her / her friends.

January 2011

We had these because we were doing long distance relationship originally, and also because we were interested in swinging with a couple, allie yoder and josh peer

December 2011

Our marriage contract states that we both mutually own all assets. resolving the issue over whether we both have the license to the intellectual property.



December 2013

Appendix Page 37

She tries to blackmail me into her divorce degree while under restraining order, by trying to interfere with my tenant landlord relationships.

[https://drive.google.com/file/d/1EWcjQKqgecTxxhX6YgFhxjRpOdOVe39dPK4kpQ2jfl1YKYgMc\\_83iLh8G4YTfIkyhkqBbMK9bgHsgEX\\_/view?usp=sharing](https://drive.google.com/file/d/1EWcjQKqgecTxxhX6YgFhxjRpOdOVe39dPK4kpQ2jfl1YKYgMc_83iLh8G4YTfIkyhkqBbMK9bgHsgEX_/view?usp=sharing)

im more than willing to help you out if you help me out. otherwise, i am doing whats right and whats true, which will ruin your case with sam and even with colleen and brian.

June 2014

I give her the location of all the files we had made together, while were patching things up,

[https://drive.google.com/file/d/1GB008Ls9TYuhPbdeJ8ApF8PhuR6NeshJQ\\_0SNMSyZNgSu0GZ8EoyCmiNb4XQ3bqf7I9Q4yOKoY1XvP97/view?usp=sharing](https://drive.google.com/file/d/1GB008Ls9TYuhPbdeJ8ApF8PhuR6NeshJQ_0SNMSyZNgSu0GZ8EoyCmiNb4XQ3bqf7I9Q4yOKoY1XvP97/view?usp=sharing)

August 2014

She tries to blackmail me unless I sign her divorce degree again while she is under restraining order.

[https://drive.google.com/file/d/0B\\_tTyqf1SRvVeWN1dXpCQIZyUjg/view?usp=sharing](https://drive.google.com/file/d/0B_tTyqf1SRvVeWN1dXpCQIZyUjg/view?usp=sharing)

"anyway, if you arent signing the papers and showing you want to help jme out, i will be giving any statement necessary that is truthful"

"as well as getting a lawyer and going after you for fraud"

January 2015

I get harassed with naked photos of myself on that website forum.

"<https://8chan.co/gamergate/res/169335.html> (where he is getting porn'd)"

<http://marker.to/ck4P0q>

February 2015

<http://marker.to/StfVwS>

Meagan remarks that I'm pursuing legal actions against her regarding the marriage contract that we had being violated, and mentioned

He's threatening legal action against me because I am divorcing him. He's basically treated me at least as bad as he's treating the op game it forward folks.

March 2015

I file complaints regarding her living with her therapist, and am fighting her in the court case.

May 2015

at this point I have been followed around the internet and social media with false accusations for months now with multiple accounts

<http://archive.is/sCP3q>

@beardmosexual -- May 19th

I can not-even start to wrap my head around how you can Conclude That Somehow my first talking to your **EX** -wife Caused someone to be harassed

Appendix Page 37

You have a history of domestic abuse, and Attempted theft. Anything you-have to say on the matter is moot Given That **FACT**.

July 10th 2015

I get harassed with nude pictures by her friend in the "op game it forward" group mentioned above.

@beardmosexual to Robin Gething - July 10th

"oh you mean like how you planned to silence endomorphosis with files you found while digging into his personal life on a personal vendetta"

"ever since you called me into that goddamn hangout, I've had to deal with it"

"you have made me an accessory to your fucking crime, and im not going to rest until you admit it"

"thats why I told endo everything, how you got to the files, what you spread, and how many people you showed, what you were planning to use it for, all of it"

"He (admittedly very easily) got into personal files on someones website. ones that would ruin someone's personal life"

""I've been civil" Says the man holding someone's personal life in jeopardy with info he dug up and spread."

[https://drive.google.com/file/d/0B\\_tTyqf1SRvVUDhvTXZyU3A1Qjg/view?usp=sharing](https://drive.google.com/file/d/0B_tTyqf1SRvVUDhvTXZyU3A1Qjg/view?usp=sharing)

<https://drive.google.com/file/d/10FZlix5ggZBXv-9oMIJy5gKfOKPSmt5QhdKHTN0AfPVeDNGLpf089sRnMMils2OddMGrrk0e1axm636w/view?usp=sharing>

<http://archive.is/Ybykm>

@rsolgtg == her friend robin gething

<https://drive.google.com/file/d/12FHt65G7bXPTA3HfPWn3CVPLAAO5Xeh4GS9MkWIRu48koJi8BJT4YW4Ine8nEPt8BaV2Lq89bAWHxu0N/view?usp=sharing>

[https://drive.google.com/file/d/0B\\_tTyqf1SRvVZWVvMEJJWWM0T1U/view?usp=sharing](https://drive.google.com/file/d/0B_tTyqf1SRvVZWVvMEJJWWM0T1U/view?usp=sharing)

(one of many examples of their google hangout calls)

[https://drive.google.com/file/d/117tmmpDn-ftVcYC6HqIzXM0D9yiQPHpniD5-MR1fAnhg7kR5RHmx41h5x9Hr\\_BmFRu7Z9W1zfJavqg-Y/view?usp=sharing](https://drive.google.com/file/d/117tmmpDn-ftVcYC6HqIzXM0D9yiQPHpniD5-MR1fAnhg7kR5RHmx41h5x9Hr_BmFRu7Z9W1zfJavqg-Y/view?usp=sharing)

The very next day after I'm told she frantically calls me, and claims she had nothing to do with it, and she wants to get back together with me, and we talk about the multitudes of false rape claims and blackmail attempts with the porn.

[https://drive.google.com/file/d/15neLBgVR79n7KzbvuOszCHi7awbVHgYnBnuBhfD-v1lo3ZkIP\\_sMFqgY4fgSX4-mt\\_TbFzhR22Qgatdq/view?usp=sharing](https://drive.google.com/file/d/15neLBgVR79n7KzbvuOszCHi7awbVHgYnBnuBhfD-v1lo3ZkIP_sMFqgY4fgSX4-mt_TbFzhR22Qgatdq/view?usp=sharing)

Me: What you did was unnecessarily negative. im sure you're also aware your friends were trying to doxx our pornography to the world as well right? 4:25 PM

Meagan Vance: I got some twitter message about porn 4:26 PM

Meagan Vance: My obligations are not a contract, which is fortunate and unfortunate. I love you and everyone else still bores me. 5:17 PM

Me: If you love me, then come back 5:17 PM

Appendix Page 38

Meagan Vance: I'd rather be in a better place between us to,come back 5:18 PM

Me: Your obligations were actually in a contract, and thanks to SCOTUS its a "natural right" that cant be infringed upon by the state. \*thanks SCOTUS\* 5:18 PM

Appendix Page 39

On Sat, Jul 2, 2016 at 2:03 PM, benjamin barber <starworks5@gmail.com> wrote:

I know that you're busy, but I have had the same problem from her, specifically being blackmailed with the same images, because I was trying to appeal the court decision in our divorce.

January 2011

We had these because we were doing long distance relationship originally, and also because we were interested in swinging with a couple.

December 2011

Our marraige contract states that we both mutually own all property. resolving the issue over whether we both have the license to the intellectual property.

December 2013

She tries to blackmail me into her divorce degree

[https://drive.google.com/file/d/1EWcjQKqgecTxhX6YgFhxjRpOdOVe39dPK4kpQ2jfl1YKYgMc\\_83iLh8G4YTflkyhkqBbMK9bgHsgEX\\_/view?usp=sharing](https://drive.google.com/file/d/1EWcjQKqgecTxhX6YgFhxjRpOdOVe39dPK4kpQ2jfl1YKYgMc_83iLh8G4YTflkyhkqBbMK9bgHsgEX_/view?usp=sharing)

June 2014

I give her the location of all the files we had.

August 2014

She tries to blackmail me unless I sign her divorce degree

[https://drive.google.com/file/d/0B\\_tTyqf1SRvVeWN1dXpCQIZyUjg/view?usp=sharing](https://drive.google.com/file/d/0B_tTyqf1SRvVeWN1dXpCQIZyUjg/view?usp=sharing)



1 websites that had been listed to you, did you find  
2 that the posts were associated with a particular user  
3 name?

4 A Yes.

5 Q What was the user name?

6 A BarberB.

7 Q And was that the same user name that he  
8 later admitted to you he had posted the videos on?

9 A Yes.

10 Q You were asked a couple of times about  
11 whether or not you recorded your interviews with the  
12 defendant. Is it common practice, in your  
13 experience, to record every interview that you do?

14 A It is not.

15 Q And -- and why not?

16 A First of all, we are not issued recorders,  
17 so we have to make a special effort to even get one.  
18 I don't carry one around.

19 I'm not issued one. I have access to some  
20 at certain precincts and I can utilize those. But I  
21 actually have to make that special effort to -- to  
22 get -- get that orchestrated.

23 Q Okay. And in this case, when you met with  
24 the defendant, he was -- he -- he turned himself in.  
25 He voluntarily met you, right?

1 counsel brings up in argument and in their briefing  
2 to show that this is a narrowly-tailored situation.

3 The celebrity sex tape or Anthony Weiner  
4 argument, that if you put it out there, it's your own  
5 fault if it gets disseminated further. Okay. So to  
6 begin, the celebrity sex tape and the Anthony Weiner  
7 analysis kind of fails at the outset because we're  
8 talking about celebrities and public figures.

9 So the portion of the Unlawful  
10 Dissemination statute requiring that it's reasonable  
11 that a person be truly harmed by this conduct could  
12 fail in those situations.

13 Is it reasonable that a person who is  
14 always in the public eye and constantly being  
15 scrutinized and is used to every stone being  
16 overturned about their private life, is it reasonable  
17 for that person to feel harm from this type of  
18 conduct?

19 Additionally, defense counsel makes some  
20 interesting arguments that, more or less from the  
21 State's perspective, amount to little more than  
22 victim blaming for this type of situation.

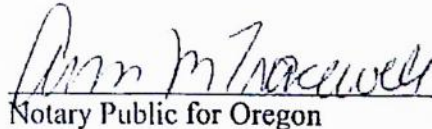
23 If -- to say that if a person gives an  
24 image to somebody, that they give up any right to be  
25 offended for disseminating that image further is

1  
2 The defendant is supposed to turn himself in by 7:00pm today to begin his sentence; however,  
3 due to his behavior the state has concerns that he may fail to do so. The state therefore requests that  
4 the court immediately issue a warrant and schedule a hearing for the defendant to show cause why his  
5 probation should not be revoked. Additionally, the state requests that the parties also revisit the  
6 defendant's probation conditions, altering and/or adding stricter limitations to the conditions  
7 regarding his internet and computer use. Finally, the state requests that this motion and all related  
8 hearings be heard before Judge Roberts, who imposed and discussed the terms of defendant's  
9 sentence only yesterday, and has extensive knowledge regarding the issues and facts of this case.

10  
11 

12 Marie E Atwood  
13 Oregon State Bar #132976  
14 Deputy District Attorney

15 SUBSCRIBED AND SWORN to before me this 2nd day of Dec, 2016.

16   
17 Notary Public for Oregon





Email from HQ X

'Revenge porn' videos lead to X

First conviction under Oregon X

nlive.com/hillsboro/index.ssf/2016/12/revenge\_porn\_videos\_lead\_to\_6-.html#incart\_river\_index

**Ziggy Ratfield**

3 hours ago

Is that the same Benjamin Barber who used to be a prolific commenter on O-Live?

Flag Share

2 Like Reply

**Westuritto**

3 hours ago

@Ziggy Ratfield Yeah, and ran for office—he would really fit in with the loonies, huh?

Flag Share

2 Like Reply

[https://ballotpedia.org/Benjamin\\_Jay\\_Barber](https://ballotpedia.org/Benjamin_Jay_Barber)**Benjamin\_Barber\_274**

1 hour ago

@Ziggy Ratfield The judge refused to hear motions to acquit, and had evidence stricken, which are valid defenses to the charge, namely that my ex wife herself distributed them online to blackmail me, and that they were produced for a commercial purpose.

The details are in reddit

<http://archive.is/McZbs>

Flag Share

1 Like Reply

**RogherNissen**

3 hours ago



1 well being.

2 And the line of cases that defense  
3 counsel points out, RAV and Buss v. Barry, are  
4 completely -- I guess, miss the point. They're off  
5 base for a couple of reasons.

6 So the last thing that I would like to  
7 bring up, once we're past the strict scrutiny  
8 argument, which, again, the State does not think  
9 applies in this case, is the State's position, which  
10 is that this is an O'Brien analysis.

11 O'Brien involves a line of cases where a  
12 statute or an ordinance or a civil provision  
13 prohibits a certain type of expression, mostly based  
14 on the particular type of -- sorry -- content in the  
15 expression.

16 But, in those cases, the statutes were  
17 aimed at proscribing some secondary harm. The cases  
18 that the State mentions in our briefing and a couple  
19 of others include Renton, Erie v. Pap's, Ward, Clark  
20 v. Community for Creative Nonviolence.

21 These all involve that exact type of  
22 secondary harm that we're trying to prevent with the  
23 Unlawful Dissemination statute. So to get into the  
24 O'Brien analysis, I want to start by talking about  
25 O'Brien itself.

1 know, I'd love to try." So we got a response the  
2 night before I was leaving from the couple. And  
3 it -- it didn't pan out because the time sensitivity.  
4 So we had talked about it; it never came to fruition.

5 Q So to clarify a few points, you were aware  
6 these postings were being made?

7 A I was aware that there was some sort  
8 of posting made or some way that the couple could  
9 contact us.

10 Q And you were in agreement with that?

11 A Yes.

12 Q Sounded like a good plan?

13 A I was nervous about it, but I was kind of  
14 at the point in my life where, you know what? I'm  
15 going to be very open minded. And, you know, why not  
16 try? I didn't know what was in the posting. I don't  
17 remember how the contact was made, but there was  
18 definitely a couple that had responded.

19 Q And you, as part of this, did have contact  
20 with another side of that couple, right?

21 A Yeah. When I had gone back to Ohio, I had  
22 talked to the male of that couple.

23 Q So there was discussions going on in your  
24 relationship about having these threesomes,  
25 foursomes, what have you?

INVASION OF PERSONAL  
PRIVACY

Appendix Page 46.  
**Washington County Sheriff's Office**  
**DISTRICT ATTORNEY RELEASE**

CASE NUMBER  
**GO 50 2016-161740492**

**NARRATIVE**

<b>AUTHOR</b> DUENAS, TOM (31390)	<b>DATE/TIME</b> 06/25/2016 1030
--------------------------------------	-------------------------------------

**SUBJECT**  
 VANCE MEAGAN ALYSSA
**MENTIONED:**

Sgt. Sluman	WCSO
Cpl. Schmid	WCSO
Dep. Williams	WCSO
DDA Atwood	Washington CO.

**SUMMARY:**

Meagan Vance reported that her ex-husband uploaded videos of her on several porn web sites. She believes this is "Revenge Porn", or unlawful dissemination of an intimate image.

**NARRATIVE:**

On 06-22-16 at approximately 11:25am I was dispatched to an harassment call at [REDACTED]. The caller, Meagan Vance, mentioned "Revenge Porn" to the call taker and requested a phonecall. I was able to contact Meagan by phone. She told me that her ex-husband, Benjamin Barber, posted videos of her in several Website.

She found the videos on Redtube, PornTube, TNAFlix, EmpFlix, Pornhub, Porn.com, everysextube.com, and Xhampster.com. The accounts or "handle" that are associated with uploading the videos are barberb or endomorphsis. She said that Ben has been using those handles for years. She told me that he had his own Website but it was taken down earlier this year.

Meagan said that she is a teacher at West Sylvan middle school and that the videos can impact her career. She believed that he did this, to ruin her career, because he was angry that she did not help him when he was homeless. This was Meagan's first year of teaching.

There were four videos were made in 2011. They were married in December 2012. She told me that she left him in October 2013 and they were divorce in April 2015.

Meagan has received a few FACEBOOK messages and texts from Benjamin since then. There were no threats on them but on 05-30-16 he send an email about how he loved her and that he also had "contempt" her and was upset. There is another email on 06-19-16 where he is just telling her about how lonely his his.

Meagan said she started to search the Internet, a few weeks ago, as she was curious. She told me that Benjamin had made a threat in January to ruin her life. She found videos of her and Benjamin on Xhampster.com. She consulted an attorney and contacted the site. The videos were taken off. On 06-21-16 and found the videos on another site on 06-21-16. According to Meagan the

**(345218) 0002**

Appendix Page 47  
Washington County Sheriff's Office  
DISTRICT ATTORNEY RELEASECASE NUMBER  
GO 50 2016-161740492

videos were uploaded in April and Ben used his handle when he uploaded them.

I then spoke with DDA Atwood since this is a fairly new law. I wanted to make sure that I had an understanding of this law, Unlawful dissemination of an intimate image.

I obtained a DMV photo of Meagan as I didn't know what she looked like. I then got together with Deputy Pat Williams to view the sites. I received permission from Sergeant Sluman to view these sites on my county computer. We were able to down load videos from PornTube. The photo and the woman in the video looked like the same person. We were able to view videos on TNAflix but could not down load them. They were the same videos that were on PornTube. We were able to screen shot the videos on the sites of Porn.com, everysextube.com, pornhub, and porntv. All the screen shots showed the videos that had Meagan in them. The account for the videos, on Porn.com, was barberb.

On 06-24-16 we tried to set up a phone call between Meagan and Benjamin. Benjamin didn't answer his phone. We tried to text him. Benjamin answered the text to say he wanted to communicate via email but did not answer any of the text questions. We tried to the contact Benjamin over the phone, on 06-25-16, but Benjamin didn't answer the phone.

I confirmed with Meagan that she told Benjamin not to post the videos. She said that they did agree back in 2011 that the videos would not be posted.

I then tried to contact Benjamin at [REDACTED] I find this address in the databases available to me. I was not able to locate him. I also called his phone number three times, leaving messages, to call me back. He has not done so at the time of this report.

The videos and screen shots will be placed into evidence.

ACTION RECOMMENDED:

Cleared Pending- contact with suspect

**(345218) 0003**

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF WASHINGTON

STATE OF OREGON

Case No. 16CR46339

Plaintiff,

**Memorandum in Support of Motion to  
Acquit. And Notice of Removal to  
Federal Court**

vs.

BENJAMIN JAY BARBER

Defendant,

The Defendant had on November 1<sup>st</sup> filed in the Federal District court, filing a civil suit against the State of Oregon, alleging that the State of Oregon had violated its 1<sup>st</sup> amendment rights and its copyrights granted under federal law, and the statue that it had charged the defendant with was completely preempted under federal law. The defendant did request a temporary restraining order, a preliminary injunction, and a stay of the state prosecution, and copies of these complaints have been served to the Oregon State Attorney Generals office, the federal case number for the complaints are 3:2016-CV-0215 and are included along with this motion. The defendant moves for the court to acquit for a failure of to find a cause of action, because the law under which the defendant is being charged, cannot be applied to the defendant who is the copyright holder. The copyright holder is granted exclusive rights as the copyright holder to “consent to the disclosure” under this statue, the state cannot grant the rights to “consent to the disclosure” to any other person other than the copyright holder, as it is explicitly prohibited from doing so under federal copyright law. 17 U.S.C. § 301 preempts the states from passing laws granting equivalent rights to those granted under copyright, 17 U.S.C. § 201(e) prevents the state from transferring rights granted to copyright to others, 17 U.S.C. § 511 prohibits the state from infringing on his exclusive rights and waives its sovereign immunity from suit. In order to prosecute under this statue, the state must grant or transfer to a non copyright holder, a right of consent to disclosure which does not exist under copyright.

Dated: November 8, 2016

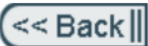
/s/ \_\_\_\_\_

Benjamin Barber

Motion to Acquit. And Notice of Removal to Federal Court 1



11/30/2016

Appendix Page 49  
Electronic Copyright Office (eCO)

## Case Summary:

Case #: 1-4108648971      Type of Case: Work of the Visual Arts      Opened: 10/25/2016  
 Title: albino porn      Contact Name: benjamin barber  
 Fee Due: 55.00      Service Fee Paid: 55.00      Claim Status: Pending

## Submit Your Work(s)

To complete your submission, please submit the [required copy\(ies\) of your work](#). You may (1) upload electronic files if the work [meets the requirements](#); otherwise, you must (2) send the work by mail (do not do both).

(1) [Upload your work\(s\)](#): Please perform the following steps for the case(s) in the table below.

**Step 1:** Click the "Select files to upload" button. Using your computer's browser, select your files for the corresponding work then click the "Start upload" button.

**Step 2:** After uploading [all files](#) for this work, click the corresponding "[Complete Your Submission](#)" button. Files cannot be uploaded later than 5 days after your first file is received.

**Please note: Files cannot be returned or deleted once uploaded. To avoid delays and/or a later effective date of registration, please verify the following before uploading a copy of your work(s):**

- It is a [category of work that may be uploaded](#)
- It is an [acceptable file type](#)
- It is an [acceptable file size](#)

## Upload Your Work(s)

1 - 1 of 1

Case Details	Step 1: Select & Upload Files	Step 2: Complete Your Submission
Case #: 1-4108648971 Title: <a href="#">albino porn</a> Volume: Number: Issue Date: Type of Work: Work of the Visual Arts		Claim submission completed; no further action required <a href="#">Click here for more information</a> <a href="#">View Uploaded File Names</a>

## Updates

1 - 1 of 1

Comments	Activity Type	Status	Created
Submitted by BARBERB on 10/25/2016	Upload Deposit	Received	10/25/2016 10:50:02 AM

## (2) Send Your Work(s) by Mail:

- Click the "Create Shipping Slip" button in the table below; a Shipping Slip link will appear in the Attachments column.
- Click the Shipping Slip link and print out and attach the shipping slip(s) to your deposit copy(ies). For multiple cases, be sure to attach shipping slips to the corresponding copies.
- Mail the deposit copy(ies) within 30 days to the Copyright Office address at the bottom of the slip. Note: Your effective date of registration will be based on the date on which we receive the copies **with corresponding shipping slips attached**.

Click "Home" after uploading files(s) or printing shipping slip(s). You may verify the submission in the open Cases table on your eCO Home page.

## Send Your Work(s) by Mail



No Records

Attachment Name	File Type	Size	Date and Time	Comments
-----------------	-----------	------	---------------	----------

Privacy Act Notice: Sections 408-410 of title 17 of the United States Code authorize the Copyright Office to collect the personally identifying information requested on this form in order to process the application for copyright registration. By providing this information you are agreeing to routine uses of the information that include publication to give legal notice of your copyright claim as required by 17 U.S.C. § 705. It will appear in the Office's online catalog. If you do not provide the information requested, registration may be refused or delayed, and you may not be entitled to certain relief, remedies, and benefits under the copyright law.

In the Circuit Court of Oregon for Washington County

Benjamin Barber

Case no 18CV14984

Jay Leatherwood

vs

Petition for Post Conviction

Pat Garrett

Relief ORS 138.510

Comes now the above named petitioners, and they petition this Court for post Conviction relief Pursuant to ORS 138.510-138.680 and alleges

1

Petitioners are imprisoned in the Washington County Jail, 215 SW Adams, Hillsboro, OR 97122 and are unlawfully confined and restrained of liberty by the above named defendant.

2

Petitioner's imprisonment is by virtue of a judgement and sentence imposed by the Washington County circuit Court in the cases as follows

(i) The State of Oregon vs Benjamin Jay Barber Case no 16CR46339 on November 9th 2016

(ii) The State of Oregon vs Jay David Leatherwood Case no 16CR 50631 on October 26th 2016

The Sentencing judges were:

(i) Judge Roberts

(ii) Judge Erwin

who sentenced the petitioners to a period of

(i) 3 years

(ii) 6 months

DENIED

APR 17 2018

PETITIONERS FILED A PREVIOUS PETITION IN THESE MATTERS IN 17CV44670. THIS COURT ENTERED A FINAL JUDGMENT, AND THAT JUDGMENT IS NOW ON APPEAL. ACCORDINGLY, THESE ISSUES ARE NOT APPROPRIATELY BEFORE THIS COURT.

Andrew R. Erwin  
Circuit Court Judge

FILED  
OREGON JUDICIAL DEPT  
WASHINGTON COUNTY